

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 1030**

Introduced by Hansen, 42.

Read first time January 17, 2012

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend  
2 sections 60-6,109 and 60-6,133, Reissue Revised Statutes  
3 of Nebraska; to change provisions relating to obligations  
4 of drivers; and to repeal the original sections.  
5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-6,109, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           60-6,109 Notwithstanding the other provisions of the  
4 Nebraska Rules of the Road, every driver of a vehicle shall exercise  
5 due care, which shall include, but not be limited to, leaving a safe  
6 distance of no less than three feet clearance, when applicable, to  
7 avoid colliding with any pedestrian upon any roadway and shall give  
8 an audible signal when necessary and shall exercise proper precaution  
9 upon observing any child or obviously confused or incapacitated  
10 person upon a roadway.

11           Sec. 2. Section 60-6,133, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13           60-6,133 Except when overtaking and passing on the right  
14 is permitted, the following rules shall govern the overtaking and  
15 passing of vehicles proceeding in the same direction:

16           (1) The driver of a vehicle overtaking another vehicle  
17 proceeding in the same direction shall first give a visible signal of  
18 his or her intention and shall pass to the left of the other vehicle  
19 at a safe distance and shall not again drive to the right side of the  
20 roadway until safely clear of the overtaken vehicle; ~~and~~

21           (2) The driver of an overtaken vehicle shall give way to  
22 the right in favor of the overtaking vehicle and shall not increase  
23 the speed of his or her vehicle until completely passed by the  
24 overtaking vehicle; and -

25           (3) The driver of a vehicle overtaking a bicycle or

1 electric personal assistive mobility device proceeding in the same  
2 direction shall exercise due care, which shall include, but not be  
3 limited to, leaving a safe distance of no less than three feet  
4 clearance, when applicable, when passing a bicycle or electric  
5 personal assistive mobility device and shall maintain such clearance  
6 until safely past the overtaken bicycle or electric personal  
7 assistive mobility device.

8                   Sec. 3. Original sections 60-6,109 and 60-6,133, Reissue  
9 Revised Statutes of Nebraska, are repealed.